

JUN 22 2006

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

**CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS**

FOR THE NINTH CIRCUIT

MARIA ENRIQUETA VILICANA
PENA,

Petitioner,

v.

ALBERTO R. GONZALES, Attorney
General,

Respondent.

No. 04-74087

Agency No. A75-697-957

MEMORANDUM*

On Petition for Review of an Order of the
Board of Immigration Appeals

Submitted June 12, 2006**

Before: KLEINFELD, PAEZ, and BERZON, Circuit Judges

Maria Enriqueta Villicaña Peña, a native and citizen of Mexico, petitions pro se for review of the Board of Immigration Appeals' summary affirmance of an immigration judge's decision denying her application for cancellation of removal

* This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

** This panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

on the ground that she failed to establish ten years of continuous physical presence in the United States due to a departure of more than 90 days. *See* 8 U.S.C. § 1229b(d)(2). Villicaña Peña contends that she met the hardship requirement for cancellation of removal, but she does not challenge the finding that she failed to meet the continuous presence requirement. We therefore deny the petition for review. *See* 8 U.S.C. § 1129b(b)(1) (setting forth four requirements for establishing eligibility for cancellation of removal).

PETITION FOR REVIEW DENIED.